

By: Guillen

H.B. No. 333

A BILL TO BE ENTITLED

1 AN ACT
2 relating to requiring notice of a hotel's firearms policy;
3 providing a civil penalty.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Chapter 2155, Occupations Code, is amended by
6 adding Subchapter C to read as follows:

7 SUBCHAPTER C. FIREARMS POLICY NOTICE

8 Sec. 2155.101. DEFINITION. In this subchapter, "hotel" has
9 the meaning assigned by Section 156.001, Tax Code.

10 Sec. 2155.102. APPLICABILITY OF SUBCHAPTER. This subchapter
11 applies only to a hotel that has a policy prohibiting or restricting
12 the possession, storage, or transportation of firearms by hotel
13 guests.

14 Sec. 2155.103. NOTICE REGARDING FIREARMS POLICY. (a) A
15 hotel shall post on the hotel's Internet reservation website the
16 hotel's policy regarding the possession, storage, and
17 transportation of firearms. The hotel shall require the consumer
18 to acknowledge that the consumer has read the hotel's firearms
19 policy before the consumer finalizes the reservation with the
20 hotel.

21 (b) A hotel shall include information on how a consumer may
22 review the hotel's policy regarding the possession, storage, and
23 transportation of firearms if the hotel provides a written
24 confirmation or other terms and conditions to the consumer after

1 accepting the consumer's hotel reservation by telephone.

2 Sec. 2155.104. COURT WARNING; CIVIL PENALTY. (a) A court
3 may issue a warning to a hotel for a first violation of this
4 subchapter. After receiving a warning for the first violation, the
5 hotel is liable to the state for a civil penalty of \$200 for each
6 subsequent violation.

7 (b) The attorney general or an appropriate prosecuting
8 attorney may file suit for the issuance of a warning or the
9 collection of a civil penalty under this section.

10 (c) A civil penalty collected under this section shall be
11 sent to the comptroller for deposit in the general revenue fund.

12 SECTION 2. This Act takes effect September 1, 2013.